

APR 28 2008

**Board of Vocational Nursing  
and Psychiatric Technicians**

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**BEFORE THE  
BOARD OF VOCATIONAL NURSING AND PSYCHIATRIC TECHNICIANS  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

Case No. VN 2007-307

**RONELIA WALKER, a.k.a.  
RONELIA DIMAANO WALKER,  
RONELIA NAVARRO DIMAANO, and  
RONELIA NAVARRO WALKER**  
20231 Brightwood Court  
Yorba Linda, California 92686

**A C C U S A T I O N**

Vocational Nurse License No. VN 182809

Respondent.

Teresa Bello-Jones, J.D., M.S.N., R.N. ("Complainant") alleges:

**PARTIES**

1. Complainant brings this Accusation solely in her official capacity as the Executive Officer of the Board of Vocational Nursing and Psychiatric Technicians ("Board"), Department of Consumer Affairs.

**License History**

2. On or about November 18, 1997, the Board issued Vocational Nurse License Number VN 182809 ("license") to Ronelia Walker, also known as Ronelia Dimaano

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Walker, Ronelia Navarao Dimaano, and Ronelia Navaro Walker ("Respondent"). The license expired on February 28, 2007, and has not been renewed.

### JURISDICTION

3. Section 2875 of the Business and Professions Code ("Code") states, in pertinent part, that the Board of Vocational Nursing and Psychiatric Technicians ("Board") may discipline the holder of a vocational nurse license for any reason provided in Article 3 (commencing with Code section 2875) of the Vocational Nursing Practice Act.

4. Code section 118, subdivision (b), states, in pertinent part, that the expiration of a license shall not deprive the Board jurisdiction to proceed with a disciplinary action during the period within which the license may be renewed, restored, reissued or reinstated. Under Code section 2892.1, the Board may renew an expired license at any time within four years after the expiration.

### STATUTORY PROVISIONS

5. Code section 2878 states, in pertinent part:

The Board may suspend or revoke a license issued under this chapter [the Vocational Nursing Practice Act (Bus. & Prof. Code, § 2840, et seq.)] for any of the following:

...

(d) Violating or attempting to violate, directly or indirectly, or assisting in or abetting the violating of, or conspiring to violate any provision or term of this chapter.

...

(f) Conviction of a crime substantially related to the qualifications, functions, and duties of a licensed vocational nurse, in which event the record of the conviction shall be conclusive evidence of the conviction.

....

6. Code section 2878.6 states, in pertinent part:

A plea or verdict of guilty or a conviction following a plea of nolo contendere made to a charge substantially related to the qualifications, functions and duties of a licensed vocational nurse is deemed to be a conviction within the meaning of this article. . . irrespective of a subsequent order under the provisions of Section 1203.4 of the Penal Code allowing such person to withdraw his plea of guilty . . . , or setting aside the verdict of guilty, or dismissing the accusation,



1 information or indictment.

2 7. Code section 490 of the Code states:

3 A board may suspend or revoke a license on the ground that  
4 the licensee has been convicted of a crime, if the crime is substantially  
5 related to the qualifications, functions, or duties of the business or  
6 profession for which the license was issued. A conviction within the  
7 meaning of this section means a plea or verdict of guilty or a conviction  
8 following a plea of nolo contendere. Any action which a board is permitted  
9 to take following the establishment of a conviction may be taken when the  
10 time for appeal has elapsed, or the judgment of conviction has been affirmed  
11 on appeal, or when an order granting probation is made suspending the  
12 imposition of sentence, irrespective of a subsequent order under the provisions  
13 of Section 1203.4 of the Penal Code.

9 8. Code section 493 of the Code states:

10 Notwithstanding any other provision of law, in a proceeding conducted  
11 by a board within the department pursuant to law to deny an application  
12 for a license or to suspend or revoke a license or otherwise take disciplinary  
13 action against a person who holds a license, upon the ground that the  
14 applicant or the licensee has been convicted of a crime substantially  
15 related to the qualifications, functions, and duties of the licensee in  
16 question, the record of conviction of the crime shall be conclusive evidence  
17 of the fact that the conviction occurred, but only of that fact, and the board  
18 may inquire into the circumstances surrounding the commission of the crime  
19 in order to fix the degree of discipline or to determine if the conviction is  
20 substantially related to the qualifications, functions, and duties of the licensee  
21 in question.

16 As used in this section, "license" includes "certificate," "permit,"  
17 "authority," and "registration."

18 9. Code section 482 of the Code states, in pertinent part:

19 Each board under the provisions of this code shall develop criteria to  
20 evaluate the rehabilitation of a person when:

21 ...

22 (b) Considering suspension or revocation of license under Section  
23 490.

24 Each board shall take into account all competent evidence of  
25 rehabilitation furnished by the applicant or licensee.

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28 ///

## REGULATIONS

10. Section 2521 of California Code of Regulations, tit. 16 ("CCR") states, in pertinent part:

For the purposes of denial, suspension, or revocation of a license pursuant to Division 1.5 (commencing with Section 475) of the Business and Professions Code, a crime or act shall be considered to be substantially related to the qualifications, functions or duties of a licensed vocational nurse if to a substantial degree it evidences present or potential unfitness of a licensed vocational nurse to perform the functions authorized by his license in a manner consistent with the public health, safety, or welfare. Such crimes or acts shall include but not be limited to those involving the following:

...

(c) Violating or attempting to violate, directly or indirectly, or assisting in or abetting the violation of, or conspiring to violate any provision or term of Chapter 6.5, Division 2 of the Business and Professions Code.

....

11. Section 2522 of the CCR states:

(a) When considering the denial of a license under Section 480 of the Business and Professions Code, the Board, in evaluating the rehabilitation of the applicant and his present ability for a license, will consider the following criteria:

(1) The nature and severity of the act(s) or crime(s) under consideration as grounds for denial.

(2) Evidence of any act(s) committed subsequent to the act(s) or crime(s) under consideration as grounds for denial which also could be considered as grounds for denial under Section 480 of the Business and Professions Code.

(3) The time that has elapsed since commission of the act(s) or crime(s) referred to in subdivision (1) or (2).

(4) The extent to which the applicant has complied.

12. Section 2522.5 of the CCR states, in pertinent part:

(a) When considering the suspension or revocation of a license on the ground that a licensed vocational nurse has been convicted of a crime, the Board, in evaluating the rehabilitation of such person and his eligibility for a license will consider the following criteria:

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- (1) Nature and severity of the act(s) or offenses(s).
- (2) Total criminal record.
- (3) The time that has elapsed since commission of the act(s) or offense(s).
- (4) Whether the licensee has complied with any terms of parole, probation, restitution, or any other sanctions lawfully imposed against the licensee.
- (5) If applicable, evidence of expungement proceedings pursuant to Section 1203.4 of the Penal Code.
- (6) Evidence, if any, of rehabilitation submitted by the licensee.

....

#### **COST RECOVERY**

13. Code section 125.3 provides, in pertinent part, that the Board may request the administrative law judge to direct a licensee found to have committed a violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case.

#### **FIRST CAUSE FOR DISCIPLINE**

##### **(November 2, 2007, Criminal Conviction - Disturbing the Peace on June 21, 2007)**

14. Respondent has subjected her license to disciplinary action under Code sections 2878(f) and 490, in that Respondent was convicted of crimes substantially related to the qualifications, functions or duties of a vocational nurse, as follows:

a. In *People of the State of California v. Ronèlia Dimaano Walker*, Orange County Superior Court Case No. 07NF2866, Respondent was charged with a violation of Penal Code section 646.9(a) (stalking, Count 1), a felony.

b. On or about November 2, 2007, Respondent pled guilty to a violation of Penal Code section 415(2) (disturbing the peace, Count 2 of the amended complaint), a misdemeanor, with Count 1 dismissed on motion of the People. Respondent was sentenced on November 2, 2007. She was placed on two (2) years informal probation, with conditions of probation including a stay away order from the victim, obeying all laws, orders, rules, and

1 regulations of the Court and Jail, and not owning, using, or possessing any type of dangerous or  
2 deadly weapons; restitution fine and security fee.

3 c. The circumstances of this conviction are: On or about June 21, 2007,  
4 Respondent unlawfully and illegally stalked and harassed victim C.C.

5 **SECOND CAUSE FOR DISCIPLINE**

6 **(July 27, 2007, Criminal Conviction - Disorderly Conduct Order on July 25, 2007)**

7 15. Respondent has subjected her license to disciplinary action under Code  
8 sections 2878(f) and 490, in that Respondent was convicted of crimes substantially related to the  
9 qualifications, functions or duties of a vocational nurse, as follows:

10 a. In *People of the State of California v. Ronelia D. Walker*, Orange County  
11 Superior Court Case No. 07NM09594, Respondent was charged with a violation of Penal Code  
12 section 166(a)(4) (disobeying a court order, Count 1).

13 b. On or about July 27, 2007, Respondent pled guilty to Ct. 1, and sentenced  
14 immediately to three (3) years informal probation, with terms of probation including: submitting  
15 her person and property to search and seizure by any law enforcement or probation officer, with  
16 or without a warrant, and with or without reasonable cause or suspicion; no contact with the  
17 victim listed in protective order; and fees.

18 c. On or about November 2, 2007, Respondent admitted to a violation of  
19 probation as to Ct. 1 of the Complaint. Probation was ordered reinstated on the same terms and  
20 conditions listed in paragraph 15b, above.

21 d. The circumstances of this conviction are: On or about July 25, 2007, Brea  
22 Police Department officers responded to a report of a suspicious person in a vehicle. The officers  
23 went to the residence of victim F.T. because Respondent had been sitting across the street in her  
24 vehicle all day. Respondent was served with a civil harassment order forbidding her to contact or  
25 harass the resident/victim, who was Respondent's former doctor. The police subsequently  
26 received another telephone call the same day informing them that Respondent had returned to the  
27 location. When the officers arrived at the location, Respondent was not in her vehicle. She was  
28 found crouched behind a wall at a residence located approximately 50 to 75 yards away from the



1 victim's home. Respondent was placed under arrest for criminal contempt.

2 **THIRD CAUSE FOR DISCIPLINE**

3 **(Violation of Board's Statutes)**

4 16. Respondent has subjected her license to disciplinary action under Code  
5 section 2878(d), in that Respondent violated Board provisions or terms, as described in  
6 paragraphs 14 and 15, above.

7 **PRAYER**

8 WHEREFORE, Complainant requests that a hearing be held on the matters herein  
9 alleged, and that following the hearing, the Board of Vocational Nursing and Psychiatric  
10 Technicians issue a decision:

11 1. Revoking or suspending Vocational Nurse License Number VN 182809  
12 issued to Ronelia Walker, also known as Ronelia Dimaano Walker, Ronelia Navarao Dimaano,  
13 and Ronelia Navaro Walker;

14 2. Ordering Ronelia Walker, also known as Ronelia Dimaano Walker,  
15 Ronelia Navarao Dimaano, and Ronelia Navaro Walker, to pay the Board the reasonable costs  
16 of the investigation and enforcement of this case, pursuant to Code section 125.3; and,

17 3. Taking such other and further action as deemed necessary and proper.

18  
19 DATED: April 28, 2008

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22 TERESA BELLO-JONES, J.D., M.S.N., R.N.  
23 Executive Officer  
24 Board of Vocational Nursing and Psychiatric Technicians  
25 Department of Consumer Affairs  
26 State of California  
27 Complainant  
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